HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

W.P.No.18231 of 1998

Dated 7th day of March, 2007

Between:

Smt. L.Vasantha Kumari ..
Petitioner

And

The District Collector, Hyderabad
District, Hyderabad
and four others ..
Respondents

O R D E R:

This writ petition is filed seeking a mandamus to declare the action of the respondents in trying to demolish the petitioner's House bearing No.1-2-194 to 215, situated at Barton Compound, Sarojini Devi Road, Secunderabad which was constructed in Plot No.126 in an extent of 35.77 sq. yards of land, as arbitrary and illegal.

The brief facts of the case are that after the death of the petitioner's husband, the petitioner was put in possession of the house in question and a patta was also issued in her name. While she was making construction in her Plot No.126, the 4th respondent filed O.S.No.97 of 1998 but he was unsuccessful in it. The petitioner's grievance is that the respondents are trying to demolish her house.

Heard the learned counsel for both the parties.

Prior to the filing of this writ petition, the petitioner filed W.P.No.3190 of 1997 and in pursuance of the orders dated 22.8.1997 passed in that writ petition, she was allotted a Plot No.126, thereafter, she built the house in it. Having regard to the fact that the plot was allotted to the petitioner, this Court is of the view that this writ petition must have become infructuous and no orders are required to be passed in it.

In the result, the writ petition is dismissed. No costs.

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07.03.2007

bcj